

KEVIN D. RUTLEDGE                                 §  
VS.   §      CIVIL ACTION NO. 5:08cv83  
H. WESTON   §

Petitioner's criminal conviction occurred in Howard County. Pursuant to 28 U.S.C. § 124, Howard County is in the Abilene Division of the United States District Court for the Northern District of Texas. Moreover, petitioner is currently confined at

the Neal Unit, which is in Potter County, Texas. Pursuant to Section 124, Potter County is located in the Amarillo Division of the United States District Court for the Northern District of Texas.

As the above paragraph indicates, petitioner is not incarcerated in, and his criminal conviction did not occur in, the Eastern District of Texas. As a result, this court lacks jurisdiction over the petition.

As petitioner complains of a prison disciplinary conviction, this petition shall be transferred to the Amarillo Division of the Northern District of Texas. A Transfer Order shall be entered in accordance with this Memorandum Opinion.

**SIGNED** this 13 day of May, 2008.

  
KEITH F. GIBLIN  
UNITED STATES MAGISTRATE JUDGE